



Maryland Department of Planning

Sustainable\_\_\_\_\_Attainable

December 16, 2014

Mr. Charles Spitulnik  
Kaplan Kirsch & Rockwell  
1001 Connecticut Avenues N.W.  
Suite 800  
Washington, DC 20036

**STATE CLEARINGHOUSE RECOMMENDATION**

**State Application Identifier:** MD20141113-0886

**Applicant:** Kaplan Kirsch & Rockwell and Office of Environmental Analysis

**Project Description:** Docket No. AB-590 (Sub-No.1X), Maryland Transit Administration - Abandonment Exemption:  
Abandonment of an approximately 14.57 mile line of Railroad in Somerset County, MD between Valuation  
Station 90+50, near Final System Plan MP 1.2 near Kings, Creek, MD

**Project Location:** Somerset County

**Approving Authority:** Maryland Board of Public Works BPW

**Recommendation:** Consistent with Qualifying Comment(s)

Dear Mr. Spitulnik:

In accordance with Presidential Executive Order 12372 and Code of Maryland Regulation 34.02.01.04-.06, the State Clearinghouse has coordinated the intergovernmental review of the referenced project. This letter constitutes the State process review and recommendation. This recommendation is valid for a period of three years from the date of this letter.

Review comments were requested from the Maryland Department(s) of Natural Resources, Transportation, the Environment, Somerset County and the Maryland Department of Planning, including the Maryland Historical Trust.

The Maryland Department(s) of Natural Resources, Transportation, Somerset County and the Maryland Department of Planning, including the Maryland Historical Trust found this project to be consistent with their plans, programs and objectives.

The Department of Transportation stated that "as far as can be determined at this time, the subject has no unacceptable impacts on plans or programs."

The Maryland Historical Trust has determined that the project will have "no effect" on historic properties and that the federal and/or State historic preservation requirements have been met.

The Maryland Department(s) of Environment found this project to be generally consistent with their plans, programs and objectives, but included certain qualifying comments summarized below.

1. If the proposed project involves demolition – Any above ground or underground petroleum storage tanks that may be on site must have contents and tanks along with any contamination removed. Please contact the Oil Control Program

Martin O'Malley, Governor  
Anthony G. Brown, Lt. Governor

Richard Eberhart Hall, AICP, Secretary  
Amanda Stakem Conn, Esq., Deputy Secretary

301 West Preston Street - Suite 1101 - Baltimore - Maryland - 21201

Tel: 410.767.4500 - Toll Free: 1.877.767.6272 - TTY users: Maryland Relay - Planning.Maryland.gov

at (410) 537-3442 for additional information.

2. Any solid waste including construction, demolition and land clearing debris, generated from the subject project, must be properly disposed of at a permitted solid waste acceptance facility, or recycled if possible. Contact the Solid Waste Program at (410) 537-3315 for additional information regarding solid waste activities and contact the Waste Diversion and Utilization Program at (410) 537-3314 for additional information regarding recycling activities.
3. The Waste Diversion and Utilization Program should be contacted directly at (410) 537-3314 by those facilities which generate or propose to generate or handle hazardous wastes to ensure these activities are being conducted in compliance with applicable State and federal laws and regulations. The Program should also be contacted prior to construction activities to ensure that the treatment, storage or disposal of hazardous wastes and low-level radioactive wastes at the facility will be conducted in compliance with applicable State and federal laws and regulations.
4. The proposed project may involve rehabilitation, redevelopment, revitalization, or property acquisition of commercial, industrial property. Accordingly, MDE's Brownfields Site Assessment and Voluntary Cleanup Programs (VCP) may provide valuable assistance to you in this project. These programs involve environmental site assessment in accordance with accepted industry and financial institution standards for property transfer. For specific information about these programs and eligibility, please contact the Land Restoration Program at (410) 537-3437.

**Any statement of consideration given to the comments(s) should be submitted to the approving authority, with a copy to the State Clearinghouse.** The State Application Identifier Number must be placed on any correspondence pertaining to this project. The State Clearinghouse must be kept informed if the approving authority cannot accommodate the recommendation.

Please remember, you must comply with all applicable state and local laws and regulations. If you need assistance or have questions, contact the State Clearinghouse staff person noted above at 410-767-4490 or through e-mail at [nasrin.rahman@maryland.gov](mailto:nasrin.rahman@maryland.gov). Also please complete the attached form and return it to the State Clearinghouse as soon as the status of the project is known. *Any substitutions of this form must include the State Application Identifier Number.* This will ensure that our files are complete.

Thank you for your cooperation with the MIRC process.

Sincerely,

  
Linda C. Janey, J.D., Assistant Secretary

LCJ:NR

cc:

Amanda Degen - MDE  
Tina Quinichette - MDOT  
Greg Golden - DNR

Ralph Taylor - SMST  
John Leocha/LaVerne Gray -  
MDPLR&WC

Tracey Gordy - MDPLL  
Bihui Xu - MDPI-T  
Beth Cole - MHT

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## PROJECT STATUS FORM

Please complete this form and return it to the State Clearinghouse upon receipt of notification that the project has been approved or not approved by the approving authority.

**TO:** Maryland State Clearinghouse  
Maryland Department of Planning  
301 West Preston Street  
Room 1104  
Baltimore, MD 21201-2305

**DATE:** \_\_\_\_\_  
(Please fill in the date form completed)

**FROM:** \_\_\_\_\_  
(Name of person completing this form.)

**PHONE:** \_\_\_\_\_  
(Area Code & Phone number)

**RE:** State Application Identifier: MD20141113-0886  
Project Description: Docket No. AB-590 (Sub-No.1X), Maryland Transit Administration -  
Abandonment Exemption: Abandonment of an approximately 14.57 mile line of Railroad  
in Somerset County, MD between Valuation Station 90+50, near Final System Plan MP 1.2  
near Kings, Creek, MD

### PROJECT APPROVAL

This project/plan was: ☐ Approved ☐ Approved with Modification ☐ Disapproved

Name of Approving Authority: \_\_\_\_\_

Date Approved: \_\_\_\_\_

### FUNDING APPROVAL

The funding (if applicable) has been approved for the period of:

\_\_\_\_\_, 201\_\_ to \_\_\_\_\_, 201\_\_ as follows:

Federal \$: \_\_\_\_\_

Local \$: \_\_\_\_\_

State \$: \_\_\_\_\_

Other \$: \_\_\_\_\_

### OTHER

☐ Further comment or explanation is attached

Martin O'Malley, Governor  
Anthony G. Brown, Lt. Governor

Richard Eberhart Hall, AICP, Secretary  
Amanda Stakern Conn, Esq., Deputy Secretary

MDPCH-1F

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